

<h1 style="margin:0;">001479</h1> <h2 style="margin:0;">REQUEST FOR COUNCIL ACTION</h2> <p style="margin:0;">CITY OF SAN DIEGO</p>		1. CERTIFICATE NUMBER (FOR AUDITOR'S USE)	110 7/31
TO: CITY ATTORNEY		2. FROM (ORIGINATING DEPARTMENT): City Attorney	
3. DATE: 06/18/07			
4. SUBJECT: Spousal Abuser Prosecution Program (SAPP) Grant			
5. PRIMARY CONTACT (NAME, PHONE, & MAIL STA.) Sharon Spivak, 236-6220, M.S. 59		6. SECONDARY CONTACT (NAME, PHONE, & MAIL STA.) Abby Salaz, 533-5868, M.S. 59	
7. CHECK BOX IF REPORT TO COUNCIL IS ATTACHED <input type="checkbox"/>			
8. COMPLETE FOR ACCOUNTING PURPOSES			
FUND	DEPT.	ORGANIZATION	OBJECT ACCOUNT
JOB ORDER	C.I.P. NUMBER	AMOUNT	9. ADDITIONAL INFORMATION / ESTIMATED COST:
10. ROUTING AND APPROVALS			
ROUTE (#)	APPROVING AUTHORITY	APPROVAL SIGNATURE	DATE SIGNED
1	ORIG. DEPT	<i>[Signature]</i>	
2	FM	<i>[Signature]</i>	7-16-07
3	AUDITORS	<i>[Signature]</i>	07/16/07
4	LIAISON OFFICE		
5			
6			
7			
		DOCKET COORD: <i>[Signature]</i>	COUNCIL LIAISON: <i>[Signature]</i>
		COUNCIL PRESIDENT: <i>[Signature]</i>	COUNCIL DATE: 7/31/07
11. PREPARATION OF: <input checked="" type="checkbox"/> RESOLUTIONS <input type="checkbox"/> ORDINANCE(S) <input type="checkbox"/> AGREEMENT(S) <input type="checkbox"/> DEED(S)1			
1. Authorizing the City Attorney's Office to apply for, accept and expend a \$59,395.00 Spousal Abuser Prosecution Program (SAPP) grant and additional \$4,404.00 in SAPP Funding from the State of California Department of Justice under the terms and conditions outlined in the letter dated April 20, 2007 from Attorney General Edmund G. Brown Jr.			
2. Holding the Department of Justice and State of California harmless from any liability arising out of the performance of the grant agreement including court actions or damages.			
3. For Fiscal Year 2008, a total of \$63,799 has been awarded. There is 20% match requirement on the total amount, which will be met through existing staff salaries. The City Attorney's Office total cost will be \$186,796.20 which exceeds the 20% match requirement. The City Attorney Investigator and the Victim Services Coordinator positions are already budgeted in Fiscal Year 2008.			
11A. STAFF RECOMMENDATIONS:			
12. SPECIAL CONDITIONS (REFER TO A.R. 3.20 FOR INFORMATION ON COMPLETING THIS SECTION.)			
COUNCIL DISTRICT(S): ALL COMMUNITY AREA(S): ALL ENVIRONMENTAL IMPACT: NOT A "PROJECT: FOR CEQA PURPOSES. HOUSING IMPACT: NONE OTHER ISSUES: PLEASE PROVIDE 3 CERTIFIED COPIES OF THE RESOLUTION TO ABBY SALAZ, M.S. 59 AFTER ADOPTION.			

EXECUTIVE SUMMARY SHEET
CITY OF SAN DIEGO

DATE ISSUED: June 18, 2007 REPORT NO:
ATTENTION: Council President and Member of the City Council
ORIGINATING DEPARTMENT: City Attorney
SUBJECT: Spousal Abuser Prosecution Program (SAPP) Grant
COUNCIL DISTRICT(S): All
CONTACT/PHONE NUMBER: Sharon Spivak, Deputy City Attorney (619) 236-6220

REQUESTED ACTION: Authorize the City Attorney's Office to apply for, accept and expend a \$59,395.00 Spousal Abuser Prosecution Program (SAPP) Grant and \$4,404 in augmented funds for the program from the California, Department of Justice.

STAFF RECOMMENDATION: To adopt resolution.

EXECUTIVE SUMMARY:

On November 13, 1994, the City Attorney's Domestic Violence & Special Victims Unit received notification that they had been awarded a \$60,000 grant from the California Department of Justice for the prosecution of domestic violence cases. Over the past eleven years, the City Attorney's Office received funding which was used to enhance the advocacy and investigative efforts. Fiscal Year 2008 marks the Fourteenth year that the City Attorney's Office has been awarded funding under the Spousal Abuser Prosecution Program. For Fiscal Year 2008, \$59,395.00 is to be awarded. An additional \$4,404 in augmented funds from a state settlement will also be granted to the City under the program. There is a 20% match requirement on the total amount, which will be met through existing staff salaries. The Deputy City Attorney, City Attorney Investigator, and the Victim Services Coordinator positions are already budgeted in Fiscal Year 2008.

This grant award is contingent upon City Council approval. The proposed resolution authorizes the City Attorney to apply for and enter into a grant agreement with the Department of Justice. It also indemnifies the Department of Justice from any claims that arise from the City Attorney's use of funds and certifies that the City will not use grant funds to supplant local expenditures.

FISCAL CONSIDERATIONS:

For Fiscal Year 2008, a total of \$63,799 has been awarded. There is a 20% match requirement on the total amount, which will be met through existing staff salaries. The City Attorney's Office total cost will be \$186,796.20, which exceeds the 20% match requirement. The City Attorney Investigator and the Victim Services Coordinator positions are already budgeted in Fiscal Year 2008.

PREVIOUS COUNCIL and/or COMMITTEE ACTION: None

COMMUNITY PARTICIPATION AND PUBLIC OUTREACH EFFORTS: None

KEY STAKEHOLDERS AND PROJECTED IMPACTS: See Executive Summary


Originating Department

Deputy Chief/Chief Operating Officer

001483

RESOLUTION NUMBER R-_____

DATE OF FINAL PASSAGE _____

WHEREAS, on April 20, 2007, the City Attorney's Office received notification that the City, upon application, will be awarded a \$59,395 grant from the State of California Department of Justice [DOJ] for Fiscal Year 2008 (July 1, 2007 through June 30, 2008); and

WHEREAS, this grant money is from the Spousal Abuser Prosecution Program [SAPP]; and

WHEREAS, this amount will be supplemented with one-time augmentation of \$4,404 from the settlement of a case in the Attorney General's Office, for total SAPP funding to the City of \$63,799; and

WHEREAS, the SAPP grant requires a 20 percent match by the City, which has and will be met through existing staff salaries; and

WHEREAS, the SAPP grant requires a resolution that the grant will not be used to supplant local expenditures and the City will hold DOJ harmless from any claims that may arise from the use of SAPP grant monies; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Attorney is hereby authorized to apply for, accept and expend a \$59,395 Spousal Abuser Prosecution Program Grant and additional program funding of \$4,404 from the State of California Department of Justice under the terms and conditions outlined in the letter dated April 20, 2007 from California Attorney General Edmund G. Brown Jr., a copy of which is on file with the City Clerk's Office as Document No. RR _____.

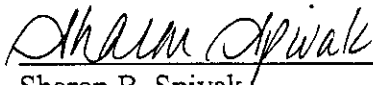
BE IT FURTHER RESOLVED that a 20 percent match by the City has and will be met through existing staff salaries.

BE IT FURTHER RESOLVED that the Spousal Abuser Prosecution Program grant money will not be used to supplant local expenditures and the City will hold the California Department of justice harmless from any claims that may arise from the use of SAPP grant monies.

BE IT FURTHER RESOLVED, that the City Attorney's Office is authorized to execute all aspects of the program operation, including any amendments, extensions, or renewals, provided funding is made available by the State of California, and that the City Attorney's Office will certify that the City will comply with all applicable statutory or regulatory requirements related to this program.

APPROVED: MICHAEL J. AGUIRRE, City Attorney

By



Sharon B. Spivak
Deputy City Attorney

CMB:SBS:dlm
06/18/2007
Or.Dept:Atty
R-2007-1129

I hereby certify that the foregoing Resolution was passed by the Council of the City of San Diego, at this meeting of _____.

001485

ELIZABETH S. MALAND
City Clerk

By _____
Deputy City Clerk

Approved: _____
(date)

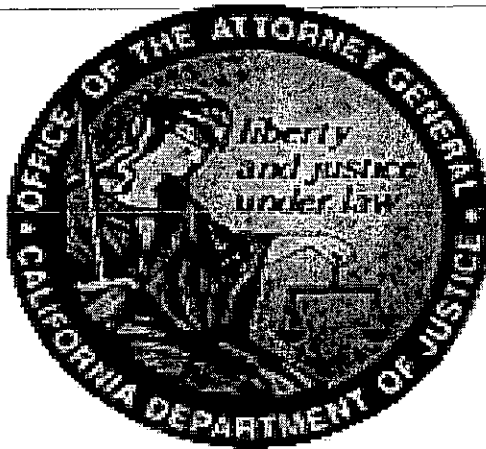
JERRY SANDERS, Mayor

Vetoed: _____
(date)

JERRY SANDERS, Mayor

001487

State of California Department of Justice



2007/2008 Spousal Abuser Prosecution (SAP) Program Continuation Application **Due Date: Friday June 29, 2007**

SAP Program Applicant: City of San Diego, Office of the City Attorney

Contact Person: Abby Saliz, Grants Analyst

Phone Number: (619)533-5868

A complete Continuation Application Package (1 unbound original + 4 copies) includes:

1. Title Page (Jus A-101)
2. Application (Exhibit A)
3. Budget
4. Budget Narrative
5. Staff Verification Form
6. Program Narrative
7. Board Resolution (Exhibit B)
8. Drugfree Certification (Exhibit C)

2007-2008 SPOUSAL ABUSER PROSECUTION PROGRAM APPLICATION

Please type or print in black ink.

001489

1. CITY OR COUNTY NAME: City of San Diego

District or City Attorney's Name: City of San Diego, Michael J. Aguirre

Address: 1200 Third Avenue, Suite 1620

City: San Diego **State:** CA **Zip:** 92101

Phone: (619) 236-6220 **Fax:** (619) 236-7215

E-mail: maguirre@sandiego.gov

2. BUDGET

SAP Program Funding: \$59,395

Nine West Funding: \$4,404 (One-Time Augmentation)

City/County Match: \$186,796

Total Program Cost: \$250,595

3. SAP PROGRAM DIRECTOR (Person responsible for developing and implementing program objectives.)

Name: Gina A. Rippel **Title:** Head Deputy City Attorney

Address: 707 Broadway, Suite 500

City: San Diego **State:** CA **Zip:** 92101

Phone: (619) 533-6050 **Fax:** (619) 533-6051

E-mail: grippel@sandiego.gov

4. SAP PROGRAM CONTACT (Person responsible for progress reports, staff verifications, etc.)

Name: Abby Salaiz **Title:** Grants Analyst

Address: 1200 Thrid Avenue, Suite 1620

City: San Diego **State:** CA **Zip:** 92101

Phone: (619) 533-5868 **Fax:** (619)236-7215

E-mail: asalaiz@sandiego.gov

5. SAP PROGRAM FISCAL CONTACT (Person responsible for program invoices, budget modifications, etc.)

Name: Faye Howard-Hall **Title:** Senior Accountant

Address: 202 "C" Street

City: San Diego **State:** CA **Zip:** 92101

Phone: 619-236-6843 **Fax:** 619-236-6219

E-mail: Faye.Howard-Hall@sandiego.gov

Please print or type in black ink.

001490

6. SAP PROGRAM STAFF (PROSECUTORS & INVESTIGATORS)

How many prosecutors will be assigned to the grant?

1

Do all SAP prosecutors meet the training and experience requirements of the grant?

☒ Yes ☐ No

Is there a VSQ attached to this application for each prosecutor working on the grant?

☒ Yes ☐ No

How many investigators will be assigned to the grant?

0.5

Do all SAP investigators meet the training and experience requirements of the grant?

☒ Yes ☐ No

Is there a VSQ attached to this application for each investigator working on the grant?

☒ Yes ☐ No**REDUCED CASELOADS**

The SAP grant requires "A significant reduction of caseloads for SAP investigators and SAP prosecutors".

Is there a significant reduction (at least 25%) of caseloads for SAP investigators and SAP prosecutors?

☒ Yes ☐ No**7. SAP PROGRAM STAFF (DV Counselors/Victim Witness Advocates)**

How many counselors/advocates will be assigned to the grant?

1

Do all SAP counselors/advocates meet the training and experience requirements of the grant?

☒ Yes ☐ No

Does your agency have an MOU or contract with an outside agency to provide counselors/advocates?

☐ Yes ☒ No

Note: If yes, please attach a copy to this application.

Is there a VSQ attached to this application for each counselor/advocate working on the grant?

☒ Yes ☐ No

Check the boxes that apply to the services provided to victims of domestic violence:

☒ Initiate and maintain contact with the victim☒ Provide education on the legal system and the prosecution process☒ Safety planning with the victim☒ Keep the victim informed at all stages of the prosecution☒ Make appropriate referrals to community agencies☒ Appear with and support the victim at court hearings☒ Provide language interpreter services☒ Coordinate with all members of the domestic violence team**8. Describe the types of crimes prosecuted under the grant. (Example: Domestic Violence, Stalking, ...etc)**

The crimes prosecuted under the SAP Program are domestic violence cases which includes stalking and strangulation.

9. Describe the criteria utilized by your office when determining whether or not to prosecute a domestic violence case.

(Example: extent or seriousness of the injuries; use of a gun or other weapon; defendant's prior criminal history;

past history of violence whether charged or uncharged; victim cooperation.)

The grant prosecutor uses the City Attorney's Office guidelines for determining whether or not to prosecute. An evidence-based prosecution strategy is used. The factors or evidence that are often considered include but are not limited to the following: statements made by parties, witness statements, supporting evidence such as broken furniture or phones, documented and undocumented incidents of past domestic violence, criminal records of parties, use of a weapon or threat of the use of weapon, injuries, and victim cooperation. The grant prosecutor evaluates each domestic violence case to determine if the case can be prosecuted with or without participation of the victim at trial.

Please type in the applicable box.

10. Does your office review "Domestic Violence Incident Reports" submitted by law enforcement, which did not result in an arrest?

☒ Yes ☐ No

11. Describe the criteria used when determining whether a domestic violence case is prosecuted as a felony or a misdemeanor.

(Example: extent or seriousness of the injuries, use of a gun or other weapon, defendant's prior criminal history, past history of violence whether charged or uncharged)

In determining whether a domestic violence case is prosecuted as a felony or misdemeanor, the reviewing prosecutor considers the seriousness of the injury, whether there is a pattern of escalating violence, whether strangulation occurred, the presence of children during the violence, the use of a gun or other weapon and defendant's prior criminal history, including past history of domestic violence.

12. What method of vertical prosecution does your SAP Program practice? Note: If other, explain.

☐ True ☒ Major ☐ Unit ☐ Other

The grant prosecutor follows as close true vertical prosecution as possible. On some occasions, the prosecutor is unable to appear at every hearing scheduled. As such, at a minimum, major stage vertical prosecution is followed.

13. The SAP Program Guidelines require that "All reasonable prosecutorial efforts shall be made to reduce the time between arrest and disposition of charge against an individual meeting spousal abuser criteria". Describe your SAP Program's success in obtaining a reduction of time between arrest and disposition of domestic violence cases.

The grant prosecutor as a rule requests and obtains increases in bail status for defendants based upon their criminal records, past documented, undocumented incidents of domestic violence and flight risk. Because many domestic violence defendants are arraigned while in custody, either as a result of being arrested at the scene or arrested on a warrant issued by the City Attorney's Office, bail requests are often granted by specially assigned domestic violence judges. Additional resources that are used by the prosecutor for bail include 911 tapes, providing additional statement from the victim and using threat assessment methods to identify potential lethality risks.

14. The SAP Program Guidelines require that "All reasonable prosecutorial efforts shall be made to resist the pretrial release of a charged defendant meeting spousal abuser selection criteria". Describe your SAP Program's efforts to prevent pretrial release of domestic violence defendants.

The grant prosecutor seeks to obtain the most severe sentence authorized by law against convicted defendants. The pursuit is aided by the structure of the Domestic Violence Court in San Diego, as well as the swift prosecution methods used by the City Attorney's Office.

15. The SAP Program Guidelines require that "All reasonable prosecutorial efforts shall be made to persuade the court to impose the most severe authorized sentence upon a person convicted after prosecution as a spousal abuser". Describe your SAP Program's efforts to ensure that the most severe sentence is issued.

The grant prosecutor as a rule requests that the statutory guidelines are consistently followed when a person is convicted of domestic violence. This generally leaves the court with little discretion beyond the amount of custody or public work service the abuser is sentenced to. The prosecutor consistently argues for custody that is appropriate given the crime of which he or she was convicted. The prosecutor ensures the court has all the necessary information to make a sentencing decision, including information as to the abuser's past criminal history, including both charged and uncharged acts of domestic violence.

Please type or print in black ink.

16. Describe your SAP Program's policy concerning plea bargaining of domestic violence cases.

The grant prosecutor plea bargains cases while always keeping in mind legal requirements as set forth by statute regarding domestic violence. The mandatory requirements, including weapons restrictions, domestic violence recovery classes, and fines are non-negotiable. Additional punitive or rehabilitative terms of probation are sought vigorously as warranted. Factors that are considered in determining custody time and other terms include history of violence, the facts of the instant cases as well as the characteristics of individual defendants.

17. Does your office have a "Cell Phone Program" for victims of domestic violence?

☒ Yes ☐ No

18. Does your office have an automatic "Victim Information and Notification System" in place to notify victims of changes in the status (custody, location, sentence expiration) of offenders?

☐ Yes ☒ No

19. Does your office notify victims of changes in the status (custody, location, sentence expiration, etc...) of offenders?

☒ Yes ☐ No

20. Does your city or county have a "Domestic Violence Court"?

☒ Yes ☐ No

21. Does your city or county have a "Domestic Violence Response Team"?

☒ Yes ☐ No

22. Does your city or county have a "Domestic Violence Death Review Team"?

☒ Yes ☐ No

23. Does your city or county have a domestic violence outreach program?

☒ Yes ☐ No

24. Is domestic violence training offered to the law enforcement of your county?

☒ Yes ☐ No

25. Is domestic violence training offered to the judges of your county?

☒ Yes ☐ No

26. Does the law enforcement of your city or county use "photodocumentation" to document DV cases?

☒ Yes ☐ No

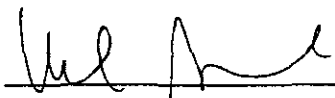
27. Does your office have written policy and procedures for the prosecution of domestic violence cases?

☒ Yes ☐ No

28. Official Authorized to Sign for Applicant/Grantee

The grant recipient signifies acceptance of this grant award and agrees to administer the grant project in accordance with the statutes and requirements as contained in the SAP Program Guidelines.

Signature:



Title: City Attorney

Printed Name:

Michael J. Aguirre

Phone: (619) 236-6220

Email Address:

maguirre@sandiego.gov

Fax: (619) 236-7215

001493

CITY OR COUNTY NAME:

A. STAFF

SAP Program
FundingCity or County
MatchTotal Program
Funding

Salaries 63,799.00 186,796.20 250,595.20

Benefits 0.00

Subtotal 63,799.00 186,796.20 250,595.20

B. OPERATIONAL

Travel 0.00

Transportation 0.00

Training & Education 0.00

(Acquisition cost of more than \$1,000) Equipment 0.00

Supplies 0.00

SAP Program Audit 0.00

(Please attach itemized explanation) Other 0.00

Subtotal 0.00 0.00 0.00

Total Budget 63,799.00 186,796.20 250,595.20

C. Please list all prosecutors, investigators, and counselors/advocates working on the SAP Program

NAME

POSITION (DDA, Advocate/ Counselor,
Investigator)

Andrew Aguilar

Deputy City Attorney

Christopher Lee

City Attorney Investigator

Angela Ibarra

Victim Services Coordinator

001495

**DEPARTMENT OF JUSTICE
2007/2008 SPOUSAL ABUSER PROSECUTION PROGRAM (SAPP)
SAN DIEGO CITY ATTORNEY'S OFFICE**

BUDGET NARRATIVE

A realistic budget for SAPP has been prepared with the goal of accomplishing the proposed objectives in the most cost effective manner. The salary and benefits expenses identified in the budget will be devoted to the investigation and victim services as noted in the goals and objective section.

The salary and benefits within the City Attorney's Office are tracked by the Auditor's Department which identifies the program to which the expense is assigned. Time cards are available for the Department of Justice to review upon request.

The grant amount will cover 25% of the program expense while the remaining 75% will be covered by the existing budgeted salaries. The grant only requires a 20% match in funds.

The grant funded and cash match amounts were determined in the following manner:

Expense	Total Program Cost	SAPP Grant	City Match
Deputy City Attorney Salary:			
\$88,558.58 year x 1.00 FTE = \$88,558.58	\$88,558.58	\$0.00	\$88,558.58
Deputy City Attorney Fringe:			
\$41,966.29/year x 1.00 FTE = \$41,966.29	\$41,966.29	.00	\$41,966.29
City Attorney Investigator Salary:			
\$68,543.29/year x 0.50 FTE = \$34,271.65	\$34,271.65	\$19,850.00	\$14,421.65
City Attorney Investigator Fringe:			
\$36,036.36/year x 0.50 FTE = \$18,018.18	\$18,018.18	\$0.00	\$18,018.18
Victim Services Coordinator Salary:			
\$43,949.00/year x 1.00 FTE = \$43,949.00	\$43,949.00	\$43,949.00	\$0.00
Victim Services Coordinator Fringe:			
\$23,831.50/year x 1.00 FTE = \$23,831.50	\$23,831.50	\$0.00	\$23,831.50
	\$250,595.20	\$63,799.00	\$186,796.20
Percentage of Program Cost	100%	25.459%	74.541%

001497

**State of California
Department of Justice**

Verification of Staff Qualifications (VSQ)

*For work performed under provisions of the California Spousal Abuser Prosecution Program as established by
California Penal Code section 273.8 and the 1994 Battered Women Protection Act*

To: Laurie E. Denny
Spousal Abuser Prosecution Program
Office of the Attorney General
1300 I Street, Suite 1030
P.O. Box 944255
Sacramento, CA 95814

From: Gina Rippel
City of San Diego
City Attorney's Office
707 Broadway, Suite 500
San Diego, CA 92101

Grant Number: 07SA14E024

Phone Number: (619) 533-5868

Contact Person: Abby Salaiz

E-mail: asalaiz@sandiego.gov

SAP Program Position:

☒ Prosecutor

(Former): Gina Rippel

(Current): Andrew Aguilar

Phone Number: (619) 533-6204

☒ Investigator (1/2 of A fulltime position)

(Former):

(Current): Christopher Lee

Phone Number: (619) 533-6086

Funding:

☐ SAP Program

100 % Funded

☒ Other Sources

☐ Volunteer

☒ SAP Program

50 % Funded

☒ Other Sources

☐ Volunteer

The Battered Women Protection Act of 1994 requires Spousal Abuser Prosecution Units receiving "Spousal Abuser Prosecution Program" grant funds to assign highly qualified investigators and prosecutors to spousal abuse cases. (Pen. Code § 273.82 (4b))
(Please see SAP Program Guidelines.)

SAP Program Position:

☐ Domestic Violence Counselor/Advocate

(Former):

(Current): Angela Ibarra

Phone Number: (619) 533-6036

Funding:

☒ SAP Program

100 % Funded

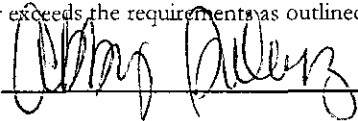
☐ Other Sources

☐ Volunteer

The Department of Justice requires that "Domestic Violence Counselors/Advocates" involved in the SAP Program meet the California Evidence Code section 1037.1 definition of a "Domestic Violence Counselor/Advocate". (Please see SAP Program Guidelines.)

I certify that the above listed prosecutor, investigator, and counselor/advocate of the Spousal Abuser Prosecution Unit of my county or city meets or exceeds the requirements as outlined by the SAP Program Guidelines.

Signature



Date

7-12-07

Typed Name Abby Salaiz

Title

Grants Analyst

DEPARTMENT OF JUSTICE - REVIEW AND APPROVAL

Signature

Date

Typed Name

Title

**DEPARTMENT OF JUSTICE
2007/2008 SPOUSAL ABUSER PROSECUTION PROGRAM (SAPP)
SAN DIEGO CITY ATTORNEY'S OFFICE**

PROGRAM NARRATIVE

Need for the Program The Spousal Abuser Prosecution Program (SAPP) is a component of the San Diego City Attorney's Domestic Violence & Special Victims Unit. The Unit focuses on using the criminal justice system to change abusive behavior and promote healthy relationships and families. The Unit's main concern is to maintain victim safety while holding batterers accountable for their actions. The Unit has been in the forefront in the area of domestic violence prosecution and has grown from one part-time prosecutor in 1986 to the current staff of ten and a half prosecutors and fourteen support staff. The Unit's philosophy is to focus on early intervention and prevention of domestic violence crimes and provide the most accessible services to the victims of domestic violence.

Proactive and aggressive intervention strategies throughout the criminal justice system are essential. Historically, police and prosecuting agencies did not consider something a "serious" crime until it could be classified as a felony, or involved a dead body. Domestic violence, however, often defies such stereotyping. Sophisticated abusers can inflict incredible violence without leaving any physical marks, so the vast majority of domestic violence incidents are categorized as misdemeanors. It is a tragic mistake to assume that these crimes are insignificant.

Criminal justice system professionals realize that the involvement of advocates at the first sign of conflict in the home can be crucial to preventing future injury. Effective, aggressive misdemeanor prosecution can prevent the violence from escalating to the felony level or resulting in homicides.

Early intervention at the misdemeanor level is still hampered by the simple reality of criminal prosecution. The prosecutor must be able to prove the case "beyond a reasonable doubt" in order to convict an abuser and hold him or her accountable. The standard of proof is not lessened simply because the case is a misdemeanor. Prosecutors, therefore, are still calling on investigating police agencies to prepare complete investigations.

In order to provide more services, safety, and justice to domestic violence victims and their children, in 2002, the City Attorney's Office and the San Diego Police Department established the San Diego Family Justice Center (FJC). The FJC was designed to provide comprehensive services to victims of domestic violence by bringing service providers into one location. The FJC is the most comprehensive one-stop shop in the nation for victims of family violence and their children. The FJC is committed to providing victims and their children the help they need to break the cycle of family violence that so often damages and destroys families.

The City Attorney's Office Domestic Violence and Special Victims Unit continues to be a cornerstone of the FJC. In 2007, the Domestic Violence & Special Victims Unit continued its strong partnership with the FJC by working closely together to ensure that victims of domestic violence have access to services that lead to their safety, as well as information to lessen the emotional toll of being a victim and going through the court process. Being an onsite partner of the FJC allows frequent contact with the SDPD Domestic Violence and Elder Abuse units. This consistent communication enables us to receive investigative reports, learn vital information immediately, and secure the necessary response if a victim is in imminent harm.

The San Diego City Attorney's Office would use the SAPP funding during Fiscal Year 2007/2008 to continue to enhance prosecution by allowing for more effective evidence gathering. As we adjust our procedures in response to recent Supreme Court decisions making prosecutions without the victim significantly more difficult, maintaining contact with the victim at all stages of the prosecution remains even more important in order to meet our goal of holding batterers accountable. Contact with the victim of domestic violence at the earliest stages of a criminal prosecution is necessary to help ensure the victim's participation during the criminal proceedings. An advocate is able to explain the services available to the victim and help guide them through an often intimidating and emotionally overwhelming criminal system. Our partnership with the FJC provides the means to better protect the victim and provide services more effectively. With early intervention, many of the more serious domestic violence crimes can be prevented.

In addition to enhancing our aggressive prosecution efforts, SAPP will further the FJC's efforts to provide more comprehensive services to victims and their children, training and education to our staff, law enforcement and the community. We are requesting SAPP grant monies in order to continue funding a part-time investigator and one full-time advocate. The continued funds for these positions allow our Domestic Violence Unit to collaborate with the community partners and the Police Department in implementing an integrated and comprehensive strategy for pre-trial investigative work-up and for domestic violence victim services.

**Goals
and
Objectives**

During this grant period, the grant-funded investigator will continue to work closely with the Police Department's Domestic Violence Detective Unit to enhance the investigation and prosecution of the existing caseload. The grant-funded victim advocate will work closely with community-based organizations and advocates located at the FJC to provide outreach and education to underserved minorities; enhance and expand community outreach and network with on-site and off-site partners.

The advocate will continue to offer community presentations and provide each new victim with safety planning information, referrals to shelters if needed, safety equipment (i.e., cellular phones), assistance needed for obtaining a temporary restraining order, and referrals to victim service providers and medical services.

Results

In the Fiscal Year 2007/2008, the following results and benefits are anticipated: an increase in the number of domestic violence cases reported to law enforcement; an improvement in the quality of the investigations; an increase in the number of cases submitted for misdemeanor prosecution; an increase in the number of complaints filed and convictions obtained; improvement and expansion of services available to domestic violence victims and their children; easier access to services for domestic violence victims and their children; an increase in victim understanding of the criminal justice system and safety planning; and an increase in obtaining restitution orders for victims who have been financially impacted by these crimes.

Collaborative

Because this office has aggressively prosecuted domestic violence cases since 1986, the office works closely with collaborative agencies throughout the county. The partners are comprised of a collection of public and private organizations and community-based organizations. With the establishment of the FJC and the even closer collaboration with the on-site and off-site partners, our efforts continue to improve, to expand and to be more effective. Our victim advocate is working more effectively with the on-site advocates to reach more domestic violence victims who are underserved minorities.

The Domestic Violence & Special Victims Unit has partnerships with the following agencies: Adult Protective Services; Aging and Independent Services; Child Protective Services; Elderhelp; Hannah's House; Homestart; Lesbian and Gay Men's Community Center; San Diego Probation Department; Rancho Coastal Humane Society; Sheriff's Department; University of California, San Diego, Department of Pediatrics; YWCA; San Diego Police Department's Domestic Violence Unit and Elder Investigations Unit; and the District Attorney's Office.

In addition to the City Attorney's Office Domestic Violence Unit, the following community partners provide services through the FJC: Camp Hope; Center for Community Solutions, Legal Clinic; Child Welfare Services; Children's Hospital, Family Violence Program; Home Start; Military Liaison; President's Family Justice Center Initiative; San Diego District Attorney's Office, Family Protection Division; San Diego Mental Health Services, San Diego Domestic Violence Council; San Diego Family Justice Center Foundation; San Diego Fire Department, Chaplain's Program; San Diego Police Department, Domestic Violence Unit and Elder Abuse Investigations Unit; San Diego Probation Department; San Diego Volunteer Lawyer Program, Legal and Immigration Services; Sharp Healthcare, Forensic Medical Unit; Teen Court; Traveler's Aid; Union of Pan Asian Communities; Victim/Witness Program.

001503

DEPARTMENT OF JUSTICE (DOJ)
SPOUSAL ABUSER PROSECUTION PROGRAM GRANT AWARD

The Department of Justice (DOJ) hereby makes a grant award of funds to _____ (Grantee), in the amount and for the purpose and duration set forth in this grant award.

SECTION 1:

Award Number: 07SA14E024 Grant Period: 7/1/07 - 6/30/08
Amount of Grant: \$ 59,395
Nine West Funding: \$ 4,404 (One-Time Augmentation)
City/County Match: \$ 186,796
Total Project Cost: \$250,595

SECTION 2:

Implementing Agency: City of San Diego, City Attorney's Office
District Attorney: Michael J. Aguirre
Title: City Attorney Phone: (619) 236-6220
Project Director: Gina A. Rippel
Title: Head Deputy City Attorney Phone: (619) 533-6050
Address: 707 Broadway, Suite 500
City/Zip Code: San Diego, CA 92101
Email: grippel@sandiego.gov


SECTION 3:

The grant recipient signifies acceptance of this grant award and agrees to administer the grant project in accordance with the statute(s), the Program Guidelines, and the Request for Proposal as contained in the grant application prepared and submitted by the Implementing Agency and as approved by the Department of Justice (DOJ).

FOR DOJ USE ONLY:

Item: _____
Chapter: _____
Amount: _____
Year: _____
Fund: _____
Program: _____

Official authorized to sign for Applicant/Grant Recipient:

Signature: 
Name: Michael J. Aguirre
Title: City Attorney
Address: 1200 Third Avenue, Ste. 1620
San Diego, CA 92101
Phone: (619) 236-6220
Email: maquirre@sandiego.gov

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purposes of the expenditure stated above:

Chief, Accounting Office, DOJ

Chief, Criminal Law, DOJ

Date: _____

Date: _____

001505

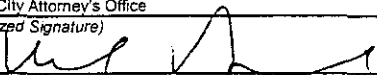
STATE OF CALIFORNIA

DRUG-FREE WORKPLACE CERTIFICATION

STD. 21 (REV. 12-93)

CERTIFICATION

I, the official named below, hereby swear that I am duly authorized legally to bind the contractor or grant recipient to the certification described below. I am fully aware that this certification, executed on the date below, is made under penalty of perjury under the laws of the State of California.

CONTRACTOR/BIDDER FIRM NAME San Diego City Attorney's Office	FEDERAL ID NUMBER 956000776
BY (Authorized Signature) 	DATE EXECUTED 06/22/07
PRINTED NAME AND TITLE OF PERSON SIGNING Michael J. Aguirre	TELEPHONE NUMBER (Include Area Code) (619) 236-6220
TITLE City Attorney	
CONTRACTOR/BIDDER FIRM'S MAILING ADDRESS 1200 Third Avenue, Suite 1620 San Diego, CA 92101	

The contractor or grant recipient named above hereby certifies compliance with Government Code Section 8355 in matters relating to providing a drug-free workplace. The above named contractor or grant recipient will:

1. Publish a statement notifying employees that unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance is prohibited and specifying actions to be taken against employees for violations, as required by Government Code Section 8355(a).
2. Establish a Drug-Free Awareness Program as required by Government Code Section 8355(b), to inform employees about all of the following:
 - (a) The dangers of drug abuse in the workplace,
 - (b) The person's or organization's policy of maintaining a drug-free workplace,
 - (c) Any available counseling, rehabilitation and employee assistance programs, and
 - (d) Penalties that may be imposed upon employees for drug abuse violations.
3. Provide as required by Government Code Section 8355 (c), that every employee who works on the proposed contract or grant:
 - (a) Will receive a copy of the company's drug-free workplace policy statement, and
 - (b) Will agree to abide by the terms of the company's statement as a condition of employment on the contract or grant.
4. At the election of the contractor or grantee, from and after the "Date Executed" and until _____ (DATE) (NOT TO EXCEED 36 MONTHS), the state will regard this certificate as valid for all contracts or grants entered into between the contractor or grantee and this state agency without requiring the contractor or grantee to provide a new and individual certificate for each contract or grant. If the contractor or grantee elects to fill in the blank date, then the terms and conditions of this certificate shall have the same force, meaning, effect and enforceability as if a certificate were separately, specifically, and individually provided for each contract or grant between the contractor or grantee and this state agency.